

September 7, 2016

*Via Electronic Mail*

Nancy Marker  
Department of Natural Resources and Environmental Control  
Division of Air & Waste Management  
Solid & Hazardous Waste Management Branch  
89 Kings Highway  
Dover, DE 19901

**RE: Amended Request to Rescind the Confidentiality Claim Request Included in the Clean Earth of New Castle, LLC ("CENC") Resource Recovery Permit Renewal Application; Permit No. SW-02b16**


Dear Ms. Marker;

Compliance Plus Services, Inc. ("CPS") is submitting this amended request, on behalf of our client, Clean Earth of New Castle, LLC ("CENC"), to rescind and formally withdraw the original Certification of Confidentiality claim (dated August 24, 2015) and the request to exclude from public record certain information contained in CENC's Resource Recovery Permit Renewal Application submitted to the Department on September 1, 2015. This amended request is being filed in response to the September 6, 2016 electronic mail transmission received from Ms. Mindy Anthony, of the Department.

After further consideration, and based on the Department's initial review of the confidentiality claim, CENC no longer wishes to hold the information that was provided in its Permit Renewal Application related to the Biological Remediation Process for petroleum contaminated soil, as well as the type of biologically engineered materials used in the process, as business confidential information. We appreciate the Department's review and consideration of the confidentiality request, and the efforts to work with CENC in this regard. However, CENC does not wish to withhold any of the information included in its September 1, 2015 Resource Recovery Permit Renewal Application from the public's availability or public access.

If you require any additional information regarding this matter, please do not hesitate to contact me at 215.734.1414 or via email at [mlogan@cps-2comply.com](mailto:mlogan@cps-2comply.com)

Sincerely,

  
Michael D. Logan  
Vice President, Environmental Services  
*Compliance Plus Services, Inc.*  
Corporate Consultant to the Clean Earth Companies

cc: Paul Lane, Clean Earth of New Castle, LLC  
Averil Rance, Clean Earth, Inc.

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